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12 *Proposed Lead Counsel and Counsel for Plaintiff
State-Boston Retirement System and Norfolk County
Retirement System*

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

17 IN RE: LUMINENT MORTGAGE CAPITAL,) Civil Action No.: 3:07-CV-04073-PJH
18 INC., SECURITIES LITIGATION)
19) CLASS ACTION
20)
21) **NOTICE OF MOTION OF STATE-**
22) **BOSTON RETIREMENT SYSTEM AND**
23) **NORFOLK COUNTY RETIREMENT**
24) **SYSTEM FOR CONSOLIDATION,**
25) **APPOINTMENT AS LEAD PLAINTIFF,**
26) **AND APPROVAL OF SELECTION OF**
) **LEAD COUNSEL**
)
)
) Hearing
)
) Date: Nov. 21, 2007
) Time: 9:00 a.m.
) Courtroom: 3
) Judge: Hon. Phyllis J. Hamilton

1 **PLEASE TAKE NOTICE** that State-Boston Retirement System and the Norfolk County
 2 Retirement System (“Boston and Norfolk”) will respectfully move this Honorable Court on
 3 November 21, 2007 in the Courtroom of the Honorable Phyllis J. Hamilton, Courtroom 3, for an
 4 order pursuant to Section 21D(a)(3) of the Securities Exchange Act of 1934 (the “Exchange
 5 Act”), 15 U.S.C. § 78u-4(a)(3), as amended by the Private Securities Litigation Reform Act of
 6 1995 (the “PSLRA”); and Rule 42 of the Federal Rules of Civil Procedure: (i) consolidating the
 7 related actions against Luminent Mortgage Capital, Inc.; (ii) appointing Boston and Norfolk as
 8 lead plaintiff in the action; and (ii) approving Boston and Norfolk’s selection of Labaton
 9 Sucharow LLP as Lead Counsel for the Class.

10 The grounds for this motion are stated in the attached memorandum of points and
 11 authorities in support of this motion and the Declaration of Alan I. Ellman submitted herewith.

12 Boston and Norfolk is unaware of any other opposing movants for appointment as lead
 13 plaintiff, and was therefore unable to discuss with opposing counsel the contemplated motion.
 14 Counsel for defendants have not made an appearance in the action.

15 A copy of this Notice has been sent to all parties on the attached proof of service.

16 Dated: October 17, 2007

Respectfully submitted,

17 By: /s/ Mark Labaton
 18 Mark Labaton (#159555)

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